

UNITED STATES BANKRUPTCY COURT

Eastern District of California

**Honorable Whitney Rimel for Honorable Christopher M. Klein**

Chief Bankruptcy Judge

Sacramento, California

**October 16, 2013 at 9:30 a.m.**

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**INSTRUCTIONS FOR PRE-HEARING DISPOSITIONS**

1. Matters resolved without oral argument:

The court will prepare either a civil minute order or an order from chambers on each matter listed. If the moving party wants a more specific order, it should submit a proposed amended order to the court.

If the moving party has received a response or is aware of any reason, such as a settlement, that a response may not have been filed, the moving party must contact Danielle Hendricks, the Courtroom Deputy, at (916) 930-4421 at least one hour prior to the scheduled hearing.

2. The court will not continue any short cause evidentiary hearings scheduled below.
3. If a matter is denied or overruled without prejudice, the moving party may file a new motion or objection to claim with a new docket control number. The moving party may not simply re-notice the original motion.
4. If no disposition is set forth below, the matter will be heard as scheduled.

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- |    |                               |                           |                               |
|----|-------------------------------|---------------------------|-------------------------------|
| 1. | <a href="#">13-29200</a> -C-7 | LONG MOUA AND MALEE LOR   | MOTION FOR RELIEF FROM        |
|    | NFS-1                         |                           | AUTOMATIC STAY                |
|    |                               |                           | 9-6-13 [ <a href="#">12</a> ] |
|    |                               | GREEN TREE SERVICING, LLC |                               |
|    |                               | VS.                       |                               |

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

- |    |                               |                          |                                |
|----|-------------------------------|--------------------------|--------------------------------|
| 2. | <a href="#">10-43901</a> -C-7 | ADVANCED PACKAGING AND   | CONTINUED PRE-TRIAL CONFERENCE |
|    | <a href="#">12-2550</a>       | DISTRIBUTION SPECIALIST, | RE: COMPLAINT TO RECOVER       |
|    |                               | FERLMANN V. GENNARO      | AVOIDABLE TRANSFERS            |
|    | <b><u>Thru #3</u></b>         |                          | 9-4-12 [ <a href="#">1</a> ]   |

**Continued to November 5, 2013 at 9:30 a.m.**

3.     [10-43901](#)-C-7     ADVANCED PACKAGING AND     MOTION FOR LEAVE TO AMEND  
       [12-2550](#)             DISTRIBUTION SPECIALIST,     COMPLAINT  
       FERLMANN V. GENNARO     9-9-13 [[26](#)]  
       CWC-1

**Continued to November 5, 2013 at 9:30 a.m.**

4.     [10-54108](#)-C-7     JOSEPH BERGH AND DIANE     FIRST AND FINAL APPLICATION FOR  
       SMD-5             AINOR-BERGH     COMPENSATION OF TRUSTEE FEES:  
   \$35,548.24; EXPENSES \$381.30  
   8-16-13 [[91](#)]

5.     [13-30810](#)-C-7     DANIEL MAGDALENO     MOTION FOR RELIEF FROM  
       APN-1                             AUTOMATIC STAY  
   9-16-13 [[11](#)]  
  
       BMW BANK OF NORTH AMERICA  
       VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

6.     [12-40813](#)-C-7     TOMMY/JUDITH HOBBS     MOTION FOR RELIEF FROM  
       PD-1                             AUTOMATIC STAY  
   9-13-13 [[23](#)]  
  
       WELLS FARGO BANK, N.A. VS.

7. [13-30415](#)-C-7 ANGELITA POSAS  
ASW-1

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
9-5-13 [[13](#)]

BANK OF AMERICA, N.A. VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

8. [11-47316](#)-C-7 JOSEPH FLUENCE  
PEQ-1  
**Thru #9**

MOTION FOR COMPENSATION FOR  
RYAN, CHRISTIE, QUINN AND HORN,  
ACCOUNTANT(S), FEES: \$4,175.00,  
EXPENSES: \$0.00  
9-13-13 [[210](#)]

9. [11-47316](#)-C-7 JOSEPH FLUENCE  
SLF-21

MOTION FOR COMPENSATION BY THE  
LAW OFFICE OF THE SUNTAG LAW  
FIRM FOR DANA A. SUNTAG,  
TRUSTEE'S ATTORNEY(S), FEES:  
\$55,000.00, EXPENSES: \$0.00  
9-13-13 [[215](#)]

10. [13-30717](#)-C-7 WAYNE SMALLWOOD  
RWR-1

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
9-30-13 [[22](#)]

FIRST NATIONAL BANK ALASKA  
VS.

11. [13-27420](#)-C-7 ANGELA GRAHAM  
PD-1

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
9-5-13 [[16](#)]

WELLS FARGO BANK, N.A. VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

12. [13-27626](#)-C-7 CHARLES/CLAUDIA ANKRIM  
HSM-2

MOTION TO EXTEND DEADLINE TO  
FILE A COMPLAINT OBJECTING TO  
DISCHARGE OF THE DEBTOR  
9-9-13 [[23](#)]

13. [09-41631](#)-C-7 BRETT/DIANE LEBER  
DNL-7

MOTION TO EMPLOY GONZALES AND  
SISTO, LLP AS ACCOUNTANT(S)  
9-13-13 [[89](#)]

14. [13-28433](#)-C-7 JUAN ESCOBEDO  
PD-1

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
9-6-13 [[21](#)]

U.S. BANK, N.A. VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

15. [12-33834](#)-C-11 KAMAR SINGH  
[12-2702](#)  
SINGH ET AL V. 200 EAST TABOR  
AVE., LLC ET AL  
**Thru #18**
- CONTINUED STATUS CONFERENCE RE:  
AMENDED COMPLAINT  
12-5-12 [[6](#)]

**Continued to October 28, 2013 at 10:00 a.m.**

16. [12-33834](#)-C-11 KAMAR SINGH
- CONTINUED STATUS CONFERENCE RE:  
VOLUNTARY PETITION  
7-27-12 [[1](#)]

**Continued to October 28, 2013 at 10:00 a.m.**

17. [12-33834](#)-C-11 KAMAR SINGH  
DSW-4
- CONTINUED MOTION TO APPROVE  
PURCHASE OF REAL PROPERTY  
AND/OR MOTION TO INCUR DEBT  
9-23-13 [[331](#)]

**Continued to October 28, 2013 at 10:00 a.m.**

18. [12-33834](#)-C-11 KAMAR SINGH  
KMD-2  
200 EAST TABOR AVE., LLC VS.
- CONTINUED MOTION FOR RELIEF  
FROM AUTOMATIC STAY AND/OR  
MOTION FOR RELIEF FROM  
CO-DEBTOR STAY  
9-27-12 [[95](#)]

**Continued to October 28, 2013 at 10:00 a.m.**

19. [13-26734](#)-C-7 ABRAHAM CYRUS MOTION TO COMPEL ABANDONMENT  
CLH-1 9-27-13 [[40](#)]
20. [12-21436](#)-C-7 THOMAS/BESS KLINDWORTH MOTION FOR COMPENSATION BY THE  
KJH-1 LAW OFFICE OF KIMBERLY J.  
HUSTED FOR KIMBERLY J. HUSTED,  
CHAPTER 7 TRUSTEE(S), FEES:  
\$5,250.00, EXPENSES: \$131.15  
9-16-13 [[66](#)]
21. [12-41237](#)-C-7 GEORGE/VIOLA POPESCU MOTION TO SELL  
JRR-2 9-16-13 [[97](#)]
22. [11-32940](#)-C-7 JASSI AVTAR FIRST AND FINAL APPLICATION FOR  
SMD-3 COMPENSATION OF TRUSTEE, FEES:  
\$7,946.94; EXPENSES: \$73.50  
8-16-13 [[63](#)]

23. [11-47641](#)-C-11 BENACIO RAMIREZ  
**Thru #24**

CONTINUED STATUS CONFERENCE RE:  
VOLUNTARY PETITION  
11-27-11 [[1](#)]

24. [11-47641](#)-C-11 BENACIO RAMIREZ  
WAC-2

CONTINUED MOTION FOR FINAL  
DECREE AND ORDER CLOSING CASE  
9-19-13 [[146](#)]

25. [13-28343](#)-C-7 HARLAN/CAROLINE KINDERMAN  
MBB-1

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
9-16-13 [[27](#)]

DEUTSCHE BANK NATIONAL TRUST  
COMPANY VS.

**This matter is resolved without oral argument. No appearance necessary. Removed  
from calendar.**

26. [13-26946](#)-C-7 MARILYN MOONEY  
NMB-1

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
10-1-13 [[29](#)]

BOGMAN, INCORPORATED VS.

27. [11-23348](#)-C-7 KOBRA PETROLEUM I, LLC FIRST AND FINAL APPLICAITON FOR  
SMD-3 COMPENSATION OF TRUSTEE, FEES:  
\$6,442.28; EXPENSES \$57.00  
8-16-13 [[143](#)]

28. [13-28653](#)-C-7 DARA EA AND SOU LIV MOTION FOR RELIEF FROM  
RMD-1 AUTOMATIC STAY  
9-9-13 [[14](#)]  
DEUTSCHE BANK TRUST COMPANY  
AMERICAS VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

29. [13-22958](#)-C-7 ALEJANDRA AYON MOTION TO EMPLOY PMZ REAL  
SLF-2 ESTATE AS REALTOR(S)  
9-18-13 [[23](#)]

30. [13-27758](#)-C-7 STEVEN/KIMBERLY BROWN MOTION FOR RELIEF FROM  
PD-1 AUTOMATIC STAY  
9-5-13 [[16](#)]  
WELLS FARGO BANK, N.A. VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**



31. [08-37559](#)-C-7 CYNTHIA STAPP  
[13-2073](#) SAC-2  
METTE V. STAPP

MOTION FOR SUMMARY JUDGMENT  
8-27-13 [[22](#)]

**Continued to November 5, 2013 at 9:30 a.m.**

32. [12-34960](#)-C-7 PATRICIA PRUITT  
[12-2665](#)  
LOS CABALLOS EQUINE PRACTICE,  
INC. V. PRUITT

MOTION BY SPENCER W.  
CHRISTENSEN TO WITHDRAW AS  
ATTORNEY  
9-10-13 [[45](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

33. [11-34961](#)-C-7 MARIA SALCEDO  
SLF-19

MOTION FOR COMPENSATION FOR  
DANA A. SUNTAG, TRUSTEE'S  
ATTORNEY(S), FEES: \$8,500.00,  
EXPENSES: \$350.67  
9-13-13 [[143](#)]

34. [13-25761](#)-C-7 LARRY/CYNTHIA WRAY  
ADJ-3

MOTION TO COMPROMISE  
CONTROVERSY/APPROVE SETTLEMENT  
AGREEMENT WITH CHARLES H.  
WRIGHT  
9-10-13 [[41](#)]

35. [13-29767](#)-C-7 VIOLET MAC GREGOR  
PD-1

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
9-6-13 [[14](#)]

WELLS FARGO BANK, N.A. VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

36. [13-24868](#)-C-7 RODNEY RECKER  
JRR-1

MOTION TO SELL AND/OR MOTION TO  
ABANDON  
9-17-13 [[43](#)]

37. [13-28468](#)-C-7 BRIAN ZELENAK  
UST-2

MOTION TO DISMISS CASE  
9-3-13 [[41](#)]

38. [10-35571](#)-C-7 DAVID/ALLYSON FRY  
SLF-3

MOTION FOR COMPENSATION BY THE  
LAW OFFICE OF SUNTAG FOR DANA  
A. SUNTAG, TRUSTEE'S  
ATTORNEY(S), FEES: \$6,000.00,  
EXPENSES: \$0.00  
9-16-13 [[53](#)]

39. [11-43271](#)-C-7 CORINNE SAUVE  
JRR-3  
**And #63**

CONTINUED MOTION TO SELL  
6-18-13 [[145](#)]

40. [13-28271](#)-C-7 GEOFFREY WOODS  
MTW-1  
**Thru #41**

MOTION TO AVOID LIEN OF  
CITIBANK (SOUTH DAKOTA), N.A.  
9-10-13 [[17](#)]

41. [13-28271](#)-C-7 GEOFFREY WOODS  
MTW-2

MOTION TO AVOID LIEN OF  
CITIBANK (SOUTH DAKOTA), N.A.  
9-10-13 [[21](#)]

42. [13-27477](#)-C-7 JOYCE MAIER  
MOH-1

MOTION TO AVOID LIEN OF CACH,  
LLC  
9-10-13 [[24](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

43. [13-24579](#)-C-7 ANTHONY/CANDACE MARTIN MOTION FOR RELIEF FROM  
MBB-1 AUTOMATIC STAY  
9-6-13 [[29](#)]

CITIMORTGAGE, INC. VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

44. [13-29281](#)-C-7 ROBERT/CAROL SHERMAN MOTION TO COMPEL ABANDONMENT  
RAR-1 10-1-13 [[14](#)]

45. [11-35883](#)-C-7 PAUL DALLAS MOTION FOR SANCTIONS  
[11-2671](#) WFZ-1 9-6-13 [[201](#)]  
MCGRANAHAN ET AL V. ONEWEST  
BANK, FSB ET AL

**Continued to November 5, 2013 at 9:30 a.m.**

46. [13-30785](#)-C-7 MOSES/DEOLINDA MORENO MOTION FOR RELIEF FROM  
PD-1 AUTOMATIC STAY  
9-16-13 [[22](#)]  
WELLS FARGO BANK, N.A. VS.

47. 13-27487-C-7 NARENDER BHAI AND KAVITA MOTION TO DISMISS CASE  
UST-1 SINGH 9-9-13 [21]

This matter is resolved without oral argument. No appearance necessary. Removed from calendar.

48. [11-27489](#)-C-7 DAVID BROWN OBJECTION TO CLAIM OF LEONARDO  
HSM-2 P. RODRIGUEZ, CLAIM NUMBER 9  
**Thru #56** 8-30-13 [[44](#)]

This matter is resolved without oral argument. No appearance necessary. Removed from calendar.

49. [11-27489](#)-C-7 DAVID BROWN OBJECTION TO CLAIM OF JOSE G.  
HSM-3 GIRON, CLAIM NUMBER 12  
8-30-13 [[50](#)]

This matter is resolved without oral argument. No appearance necessary. Removed from calendar.

50. [11-27489](#)-C-7 DAVID BROWN OBJECTION TO CLAIM OF OSCAR A.  
HSM-4 BARRAGAN, CLAIM NUMBER 13  
8-30-13 [[59](#)]

This matter is resolved without oral argument. No appearance necessary. Removed from calendar.

51. [11-27489](#)-C-7 DAVID BROWN  
HSM-5

OBJECTION TO CLAIM OF ARTURO  
ARRAS, CLAIM NUMBER 15  
8-30-13 [[68](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

52. [11-27489](#)-C-7 DAVID BROWN  
HSM-6

OBJECTION TO CLAIM OF DAGOBERTO  
ZARAGOSA, CLAIM NUMBER 17  
8-30-13 [[74](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

53. [11-27489](#)-C-7 DAVID BROWN  
HSM-7

OBJECTION TO CLAIM OF MARIO  
LEGARDA, CLAIM NUMBER 18  
8-30-13 [[80](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

54. [11-27489](#)-C-7 DAVID BROWN  
HSM-8

OBJECTION TO CLAIM OF HUMBERTO  
MENDOZA, CLAIM NUMBER 20  
8-30-13 [[54](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

55. [11-27489](#)-C-7 DAVID BROWN  
HSM-9

OBJECTION TO CLAIM OF WOODROW  
DYER, CLAIM NUMBER 22  
8-30-13 [[86](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

56. [11-27489](#)-C-7 DAVID BROWN  
HSM10

OBJECTION TO CLAIM OF CLAUDIO  
BARRAZA, CLAIM NUMBER 25  
8-30-13 [[92](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

57. [11-46589](#)-C-7 RON/JEANINE ASK  
HSM-8

MOTION FOR COMPENSATION BY THE  
LAW OFFICE OF HEFNER, STARK &  
MAROIS, LLP FOR AARON A. AVERY,  
TRUSTEE'S ATTORNEY(S), FEES:  
\$101,895.75, EXPENSES: \$753.01  
9-17-13 [[161](#)]

**Continued to November 5, 2013 at 9:30 a.m.**

58. [13-29093](#)-C-7 JAN JAMISON  
NFS-1

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
9-10-13 [[11](#)]

GREENTREE SERVICING, LLC VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

59. [13-29193](#)-C-7 LISA JEFFRIES  
PD-1

MOTION FOR RELIEF FROM  
AUTOMATIC STAY  
9-18-13 [[13](#)]

U.S. BANK, N.A. VS.

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

60. [13-26094](#)-C-7 WILLIAM/SHEILA CARTER  
RCO-1

MOTION TO CONFIRM TERMINATION  
OR ABSENCE OF STAY  
9-4-13 [[65](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

61. [10-37796](#)-C-7 MARY CHILDRESS  
KJH-2

MOTION FOR ADMINISTRATIVE  
EXPENSES  
9-16-13 [[52](#)]

**This matter is resolved without oral argument. No appearance necessary. Removed from calendar.**

62. [13-23096](#)-C-7 WILLIAM/MARSHA PATTERSON  
TOG-10

MOTION TO AVOID LIEN OF TRADE  
ASSOCIATION, INC.  
9-17-13 [[25](#)]



63. [11-43271](#)-C-7 CORINNE SAUVE  
PJR-6

MOTION TO RECONVERT CASE FROM  
CHAPTER 7 TO CHAPTER 13  
10-7-13 [[163](#)]